



Application Serial No. 09/728,373 - Filed November 28, 2000

TFW

2613

PATENT
5957-41701

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/728,373

§ Examiner: Kim, D.
§ Group/Art Unit: 2613
§ Atty. Dkt. No.: 5957-41701

Filed: November 28, 2000

Inventors:

Yee, et al.

Title: OPTICAL
COMMUNICATIONS
USING HETERODYNE
DETECTION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Rory D. Rankin

Printed Name

Signature

September 20, 2006

Date

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant requests consideration of the references listed on the attached Form PTO-1449 and/or the additional information identified below in paragraph 3.

- Pursuant to CFR §1.98(a)(2)(i), copies of the cited U.S. patents and/or U.S. patent application publications are not enclosed.
- A copy of each non-U.S. patent and/or non-U.S. patent application publication reference listed on the Form PTO-1449 is enclosed.
- The non-U.S. patent and/or non-U.S. patent application publication references listed on the Form PTO-1449 were previously cited in application serial no. _____ to which the captioned application is seeking priority under 35 U.S.C. §120; therefore, a copy of each reference is not enclosed.

09/25/2006 RFEKAUDU1 000000017 501505 09728373
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1. This Information Disclosure Statement is submitted:

- a. within 3 months of the filing date of a national application other than a continued prosecution application under § 1.53(d);
 within 3 months of the date of entry of the national stage as set forth in § 1.491 in an International application;
 before the mailing date of a first Office Action on the merits; or
 before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
- b. after the events of above paragraph 1a and prior to the mailing date of a final Office Action or Notice of Allowance, and thus: the certification of paragraph 2 below is provided, or a fee of \$180.00 is enclosed.
- c. after the mailing date of a final Office Action or a Notice of Allowance and prior to payment of the issue fee, and thus: the certification of paragraph 2 below is provided and a fee of \$180.00 is enclosed.

2. It is hereby certified:

- that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than thirty (30) days prior to the filing of the information disclosure statement;
- that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the Statement; or
- that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in § 1.56 (c) more than three (3) months prior to the filing of the Statement.

3. Consideration of the following additional information (including any co-pending or abandoned U.S. applications, prior uses and/or sales, etc.) is requested:

4. For each non-English language reference listed on the attached Form PTO-1449:

- reference is made to an English language translation submitted herewith, and/or
- reference is made to a foreign patent office search report (in the English language) submitted herewith, and/or
- reference is made to an English language translation of a foreign patent office search report submitted herewith, and/or

- reference is made to the concise explanation contained in the specification of the present application at page(s) _____, and/or
- reference is made to the concise explanation set forth below:

5. Applicant also offers the following comments for the Examiner's consideration:
6. Also enclosed is a copy of a foreign search report citing these references.
7. The listed documents were brought to the attention of the Applicant(s) after payment of the issue fee in the captioned case. The documents were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Applicant(s) request this Information Disclosure Statement and attached Form PTO-1449 be placed in the file of the captioned application.
8. Applicant(s) requests that the Information Disclosure Statement and attached Form PTO-1449 and references, which are being filed before the grant of the patent and pursuant to 37 C.F.R. § 1.97(i), be placed in the file of the captioned application.

If any required fees are missing, the Commissioner is authorized to charge said fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 501505/5957-41701/RDR.

Respectfully submitted,

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Date: September 20, 2006

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Form PTO-1449 (modified) Patent and Trademark Office For Applicant's Information Disclosure Statement (Use several sheets if necessary)	ATTY. DKT. NO. 5957-41701	SERIAL NO. 09/728,373
	APPLICANT: Yee, et al.	GROUP: 2613
	FILING DATE: November 28, 2000	

U.S. PATENT DOCUMENTS

EXAM. INITIALS	REF. DES.	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
		6,904,240	06/07/2005	Suga, et al.			
		6,766,116	07/20/2004	Webb			
		6,735,395	05/11/2004	Bai			
		6,580,535	06/17/2003	Schonfelder			
		6,493,131	12/10/2002	Tarng, et al.			
		6,459,515	10/01/2002	Bergano			
		6,342,961	01/29/2002	Bergano, et al.			
		6,236,480	05/22/2001	Atlas			
		6,038,357	03/14/2000	Pan			
		5,589,970	12/31/1996	Lyu, et al.			
		5,589,969	12/31/1996	Taga, et al.			
		5,305,134	04/19/1994	Tsushima, et al.			
		2002/0076132	06/20/2002	Peral, et al.			

FOREIGN PATENT DOCUMENTS

EXAM. INITIALS	REF. DES.	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES/NO

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

7A	Kitayama, K. "Highly spectrum efficient OFDM/PDM wireless networks by using optical SSB modulation." Journal of Lightwave Technology. Vol. 16, No. 6. June 1998; 969-976.
7B	Othonos, A. "Fiber Bragg gratings." Review of Scientific Instruments. Volume 68, Issue 12. December 1997; 4309-4341.
7C	Ramaswami, R. and K.N. Sivarajan. "Optical Networks: A Practical Perspective." San Francisco: Morgan Kaufman Publishers, Inc., 1998.
7D	Watanabe, S. et al. "Optical coherent broad-band transmission for long-haul and distribution systems using subcarrier multiplexing." Journal of Lightwave Technology. Vol. 11, No. 1, January 1993; 116-127.

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the patent owner.